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CARO MARKS, Bar #159267
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Attorney for Defendant
BRYAN HILLIARD

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,)	No. CR-S-05-162 WBS
)	
Plaintiff,)	
)	STIPULATION AND ORDER TO CONTINUE
v.)	STATUS CONFERENCE
)	
BRYAN HILLIARD,)	
)	Date: June 23, 2005
Defendant.)	Time: 2:00 p.m.
)	Judge: Hon. Peter A. Nowinski
_____)	

BRYAN HILLIARD, by and through his counsel, Caro Marks, Assistant Federal Defender, and the United States Government, by and through its counsel, Matthew Segal, Assistant United States Attorney, hereby stipulate and agree to vacate the previously scheduled status conference hearing date of June 1, 2005 and continue the matter for status conference on June 23, 2005 at 2:00 p.m..

This continuance is needed: 1) to give defense counsel adequate time to locate and interview a percipient witness who may have had a

1 role in the alleged drug transactions; 2) to give defense counsel
2 adequate time to listen to and transcribe five cassette tapes and one
3 videotape; 3) to review the transcriptions with Mr. Hilliard; 4) to
4 give defense counsel additional time to discuss the case with Mr.
5 Hilliard and with counsel for the government; and 4) to consider the
6 need for pretrial motions.

7 IT IS FURTHER STIPULATED that the period from June 1, 2005, up to
8 and including June 23, 2005, be excluded in computing the time within
9 which trial must commence under the Speedy Trial Act, pursuant to
10 18 U.S.C. § 3161(h)(8)(B)(iv) and Local Code T4, so that counsel for
11 the defendant may have reasonable time necessary for effective
12 preparation, taking into account the exercise of due diligence.

13 IT IS FURTHER STIPULATED that the interests of justice served by
14 granting this continuance outweigh the best interests of the public and
15 the defendant in a speedy trial. 18 U.S.C. § 3161(h)(8)(A).

16 Dated: May 26, 2005

17 Respectfully submitted,

18 QUIN DENVIR
19 Federal Defender

20 /s/ Caro Marks

21 CARO MARKS
22 Assistant Federal Defender
23 Attorney for Defendant
24 BRYAN HILLIARD

25 /s/ Matthew Segal

26 MATTHEW SEGAL
27 Assistant United States Attorney

28 So ordered.

Dated: May 31, 2005.

29 /s/ Peter A. Nowinski
30 PETER A. NOWINSKI
31 Magistrate Judge